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Attorneys for Plaintiffs

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION**

CENTER FOR BIOLOGICAL
DIVERSITY and SIERRA CLUB,

Plaintiffs,

v.

LEE M. ZELDIN, in his official capacity as
the Administrator of the United States
Environmental Protection Agency,

Defendant.

Case No. 4:24-cv-01900-HSG

**STIPULATION AND ORDER TO
ENLARGE TIME FOR
PLAINTIFFS' MOTION FOR
ATTORNEYS' FEES**

Defendant Lee M. Zeldin, in his official capacity as Administrator of the United States Environmental Protection Agency (hereinafter, "EPA"), and Plaintiffs Center for Biological Diversity and Sierra Club (collectively, "Plaintiffs") file this stipulation

STIPULATION AND ORDER TO ENLARGE TIME FOR PLAINTIFFS' MOTION FOR
ATTORNEYS' FEES

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1 notifying the Court that the parties have agreed to extend the deadline for Plaintiffs to file
2 a motion for costs of litigation (including attorneys' fees) by 120 days from the date of
3 this stipulation and proposed order. The aforementioned deadline is set forth in
4 Paragraph 11 of the Consent Decree entered by the Court on December 17th, 2024 (Dkt.
5 No. 28). Paragraph 6 of the consent decree provides, inter alia, that "[t]he deadlines
6 established by this Consent Decree may be extended (a) by written stipulation of
7 Plaintiffs and EPA with notice to the Court" Consent Decree ¶ 6.
8

9 WHEREAS, the Consent Decree provides that "[t]he deadline for filing a motion
10 for costs of litigation (including attorneys' fees) for activities performed prior to entry of
11 the Consent Decree is hereby extended until ninety (90) days after this Consent Decree is
12 entered by the Court."
13

14 WHEREAS, the parties have negotiated a settlement of Plaintiffs' claim for costs
15 of litigation, including attorneys' fees, for activities performed prior to entry of the
16 Consent Decree but require additional time for payment.
17

18 WHEREAS, therefore, in order to allow time to complete payment, the parties
19 have agreed to an extension of the deadline for filing a motion for costs of litigation
20 (including attorneys' fees) from 90 days after the date the Consent Decree was entered, to
21 120 days after the date of this stipulation.
22

23 NOW THEREFORE, Plaintiffs and EPA hereby stipulation as follows:

- 24 1. Plaintiffs' deadline to file a motion for costs of litigation (including attorneys'
25 fees) as outlined in Paragraph 11 of the Consent Decree is extended to 120
26 days after the date of this stipulation.
27
28

Dated: March 14, 2025

Respectfully submitted,

/s/ Robert Ukeiley

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 3/17/2025


HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE